



UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA, }  
Plaintiff, } CASE NO. 12-2279M  
v. }  
ORDER OF DETENTION  
Holton Bregas, }  
Defendant. }  
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I.

- A.  On motion of the Government in a case allegedly involving:
1.  a crime of violence.
  2.  an offense with maximum sentence of life imprisonment or death.
  3.  a narcotics or controlled substance offense with maximum sentence of ten or more years .
  4.  any felony - where the defendant has been convicted of two or more prior offenses described above.
  5.  any felony that is not otherwise a crime of violence that involves a minor victim, or possession or use of a firearm or destructive device or any other dangerous weapon, or a failure to register under 18 U.S.C § 2250.
- B.  On motion by the Government /  on Court's own motion, in a case

1 allegedly involving:

2 (  ) On the further allegation by the Government of:

3 1. (  ) a serious risk that the defendant will flee.

4 2. (  ) a serious risk that the defendant will:

5 a. (  ) obstruct or attempt to obstruct justice.

6 b. (  ) threaten, injure, or intimidate a prospective witness or juror or  
7 attempt to do so.

8 C. The Government (  ) is/ (  ) is not entitled to a rebuttable presumption that no  
9 condition or combination of conditions will reasonably assure the defendant's  
10 appearance as required and the safety of any person or the community.

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## II.

13 A. (  ) The Court finds that no condition or combination of conditions will  
14 reasonably assure:

15 1. (  ) the appearance of the defendant as required.

16 (  ) and/or

17 2. (  ) the safety of any person or the community.

18 B. (  ) The Court finds that the defendant has not rebutted by sufficient  
19 evidence to the contrary the presumption provided by statute.

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## III.

22 The Court has considered:

23 A. the nature and circumstances of the offense(s) charged, including whether the  
24 offense is a crime of violence, a Federal crime of terrorism, or involves a minor  
25 victim or a controlled substance, firearm, explosive, or destructive device;

26 B. the weight of evidence against the defendant;

27 C. the history and characteristics of the defendant; and

28 D. the nature and seriousness of the danger to any person or to the community.

IV.

2 The Court also has considered all the evidence adduced at the hearing and the  
3 arguments and/or statements of counsel, and the Pretrial Services  
4 Report/recommendation.

V

7 The Court bases the foregoing finding(s) on the following:

8 A. (✓) As to flight risk:

See PSA report

16 B. ( ) As to danger:

VI

A. ( ) The Court finds that a serious risk exists that the defendant will:

1. ( ) obstruct or attempt to obstruct justice.

2. ( ) attempt to/ ( ) threaten, injure or intimidate a witness or juror.

1                   B. The Court bases the foregoing finding(s) on the following:

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9                   VII.

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- 11                   A. IT IS THEREFORE ORDERED that the defendant be detained prior to trial.
- 12                   B. IT IS FURTHER ORDERED that the defendant be committed to the custody
- 13                   of the Attorney General for confinement in a corrections facility separate, to
- 14                   the extent practicable, from persons awaiting or serving sentences or being
- 15                   held in custody pending appeal.
- 16                   C. IT IS FURTHER ORDERED that the defendant be afforded reasonable
- 17                   opportunity for private consultation with counsel.
- 18                   D. IT IS FURTHER ORDERED that, on order of a Court of the United States
- 19                   or on request of any attorney for the Government, the person in charge of the
- 20                   corrections facility in which the defendant is confined deliver the defendant
- 21                   to a United States marshal for the purpose of an appearance in connection
- 22                   with a court proceeding.
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25                   DATED: 10/3/12

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UNITED STATES MAGISTRATE JUDGE